IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 568 OF 2006

Yatendra Kumar Bansal.] ..Petitioner

V/s.

1. N. Srinivasan, Chief Executire]
(Retd.) Heavy Water Board & 2 ors.] ..Respondents

Mr. S.G. Pillai for the Petitioner.

Mr. A.S. Rao with Mr. D.A. Dubey for the Respondents.

CORAM : F.I. REBELLO,
ANOOP V. MOHTA, JJ.

DATED : 04TH APRIL, 2006

P.C.

. The petitioner superannuated on 30th April, 1996. Earlier, he was compulsorily retired on 7th January, 1987. He challenged the same by Original Application which was allowed in the year 1990.

2. Petitioner thereafter filed a second OA No.107 of 1995. In this OA, he claims seniority in Grade-J as of the year 1986 and in Grade-H of the year 1990. The petitioner has approached the Tribunal only in the year 1995. Based on the seniority, others must have been promoted. In other words, there are settled rights. This would have a bearing on the petitioner

moving for reliefs after the delay of so many years.

3. Considering the above, we are of the opinion that the OA filed by the petitioner for claiming seniority of the year 1986 and 1990 was hopelessly barred as rights have accrued to others. In these circumstances, in our opinion, this would not be a fit case for us to exercise our extra ordinary jurisdiction. Even otherwise, considering the impugned order, we do not find any error apparent warranting interference by this Court in exercise of its extra ordinary jurisdiction. Petition dismissed.

Sd/-
F.I. REBELLO, J.

Sd/-
ANOOP V. MOHTA, J.